IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18255 of 2004

Between:

1. M. Satyanarayana

S/o Venkataratnam
R/o Pallagumi Razole Mandal,

East Godavari District.
2 Ch. Venugopala Rao

S/o Ganeswara Rao
R/o Bodasakurrupalem,

Allavaram Mandal, East Godavari District.

..... PETITIONERS

AND

1. Eastern Power Distribution Company of A.P. Limited,

Corporate Office, Visakhapatnam.
2. The Superintending Engineer, Operation,

Eastern Power Distribution Company of A.P. Limited,

Rajahmundry, East Godavari District.
3. The Divisional Engineer, Operation,

Eastern Power Distribution Company of A.P. Limited,

Kothapeta, East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction particularly one in the nature of Writ of Mandmus

declaring that the petitioners are entitled to be considered for absorption as Junior Lineman under the respondents on par with those who have been absorbed vide Memo No. SE/O/RJY/Admn/U2/D. No.1770/ 2002 dated
31-7-2002 as they are also similarly situated and have been interviewed earlier, forthwith.

Counsel for the Petitioners: Mr. M.PANDURANGA RAO

Counsel for the Respondents: Smt E.URMILA (S.C for APSEB)

The Court made the following ORDER:

The petitioners are contending that in the year 1985 they were appointed as Village Electrical workers and the 1st petitioner worked for a considerable period in the said post. They are eligible to be considered for the posts of Junior Linemen as per B.P. Ms No.36 dated 18-5-1997. The grievance of the petitioners is that they were not considered for absorption as Junior Linemen. Therefore, they previously filed W.P.No.26255 of 1997 and this Court by an order dated 13-10-1997 directed the respondents to consider the claim of the petitioners in the light of the B.P.Ms.No.36 dated 18-5-1997 provided they are eligible for absorption.

The learned counsel for the respondents represented that the cases of the petitioners were considered and as 50% posts meant for the contingent employees/ Contract labours were exhausted, they were not provided the jobs of Junior Linemen.

The petitioners are contenting that the similarly placed persons have been considered for the posts of the Junior Linemen, but they were denied the said benefit.

In the light of the submissions made on behalf of the petitioners, in the event of taking the contract labour as Junior Linemen either on contract basis or on regular basis, the respondents shall also consider the cases of the petitioners along with the other eligible candidates and pass appropriate orders regarding their request for appointment of Junior Linemen.

The Writ Petition is accordingly disposed of.

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(Dr.G.YETHIRAJULU,J)

7th October, 2004.

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To

1. The Eastern Power Distribution Company of A.P.

Limited, Corporate Office,
Visakhapatnam.

2. The Superintending Engineer, Operation,

Eastern Power Distribution Company of A.P.

Limited, Rajahmundry,

East Godavari District.

3. The Divisional Engineer, Operation,

Eastern Power Distribution Company of AP Limited,

Kothapeta, East Godavari District.

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